FARAD CONTINUATION SHEET NO:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

SECOND APPEAL NO.67 OF 2006

Office Notes, Office Memoranda of coram, appearances, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.G.N.Salunke for the appellant.
Mr.Amit Borkar for respondent nos.1 and 2.

CORAM: D.B.BHOSALE, J.
DATED: 5TH JULY, 2007

P.C.:

. Heard learned counsel for the parties.

2. Mr.Salunke, learned counsel for the appellants submit that he has instructions not to press this second appeal and the appellants would be satisfied if time to file a suit for partition is extended by six weeks. Mr.Borkar, learned counsel for respondent nos.1 and 2 has no objection for extension of time without prejudice to his contentions on the questions of law. The second appeal is allowed to be withdrawn with liberty to the appellant to file suit within six weeks from today. For a period of six weeks the impugned decree shall not be executed. If the appellants file the suit as aforestated, same may be dealt with in accordance with law. I have not expressed any opinion on merits of the case.

(D.B.BHOSALE, J.)